

**BEFORE**

**THE PUBLIC SERVICE COMMISSION**

**OF SOUTH CAROLINA**

**DOCKET NO. 2019-367-A**

IN RE:

Petition of the South Carolina )  
 Office of Regulatory Staff for a )  
 Rulemaking Proceeding to )  
 Determine Appropriate Parameters )  
 and Standards Regarding a Utility's )  
 Use of Customer Data )

**PETITION TO INTERVENE OF DUKE  
 ENERGY CAROLINAS, LLC AND DUKE  
 ENERGY PROGRESS, LLC**

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Duke Energy Carolinas, LLC (“DEC”) and Duke Energy Progress, LLC (“DEP”) (collectively, the “Companies”) hereby petition the Public Service Commission of South Carolina (the “Commission”) for permission to intervene in the above-captioned proceeding pursuant to S.C. Code Ann. Reg. 103-825 (2012) and other applicable provisions of the Commission’s Rules of Practice and Procedure. In support of this Petition, the Companies show the following and request the following relief:

1. DEC is a public utility engaged in the generation, transmission, distribution, and sale of electric energy in the western portion of South Carolina and central and western portions of North Carolina. It is a public utility under the laws of South Carolina and is subject to the jurisdiction of this Commission with respect to its operations in this State. DEC is also authorized to transact business in North Carolina and is a public utility under the laws of that state. Accordingly, its operations in North Carolina are subject to the jurisdiction of the North Carolina Utilities Commission. DEC’s mailing address is Duke Energy Carolinas, LLC, PO Box 1321 (DEC 45A), Charlotte, NC 28201-1006.

2. DEP is a public utility engaged in the generation, transmission, distribution, and sale of electric energy in the eastern portion of South Carolina and western portions of North Carolina. It is a public utility under the laws of South Carolina and is subject to the jurisdiction of this Commission with respect to its operations in this State. DEP is also authorized to transact business in North Carolina and is a public utility under the laws of that state. Accordingly, its operations in North Carolina are subject to the jurisdiction of the North Carolina Utilities Commission. DEP's mailing address is Duke Energy Progress, LLC, PO Box 1551, Raleigh, NC 27602-1551.
3. The attorneys for the Companies, to whom all correspondence and any other matters relevant to this proceeding should be addressed, are:

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4. On November 27, 2019, the South Carolina Office of Regulatory Staff ("ORS") filed its Petition for Rulemaking with the Commission in which it requested the Commission hold

a rulemaking proceeding to determine appropriate parameters and standards regarding a utility's use of customer data and recommended that the regulations regarding a utility's ability to sell customers' data be examined.

5. The Companies have a real and substantial interest in the subject matter of the above-captioned proceeding, in that the outcome of the proceeding impacts regulated utilities like the Companies. As public utilities, the Companies' interests are directly affected by the outcome of this proceeding and cannot be adequately represented by any other party. Accordingly, the Companies submit that good cause exists for the Commission to allow the Companies to participate as intervenors in the above-captioned proceeding.
6. The Companies have not developed a final position in this matter, but reserve the right to modify, amend or expand any position the Companies develop during the course of this proceeding, including any position espoused herein.

WHEREFORE, for the reasons set forth above, Duke Energy Carolinas, LLC and Duke Energy Progress, LLC respectfully request that the Commission enter an order granting the Companies' the right to intervene in this docket and granting such other and further relief as is just and proper.

Dated this 10th day of December, 2019.

s/Heather Shirley Smith

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